

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

BRIDGEPORT MUSIC, INC., et al.)
)
v.)
)
11C MUSIC, et al.)

NO. 3:01-0412
JUDGE CAMPBELL

ORDER

This case is set for a jury trial on November 4, 2002, beginning at 9:00 a.m. Counsel for the parties shall appear for a Pretrial Conference in this Court on October 14, 2002, at 9:00 a.m. All lawyers who will participate in the trial must attend the pretrial conference.

Counsel shall submit a Joint Proposed Pretrial Order to the Court by October 8, 2002. The Pretrial Order shall contain: (1) a recitation that the pleadings are amended to conform to the Pretrial Order and that the Pretrial Order supplants the pleadings; (2) a statement of the basis for jurisdiction in this Court; (3) a short summary of the Plaintiffs' theory (no more than one page); (4) a short summary of the Defendants' theory (no more than one page); (5) a statement of the issues, including a designation of which issues are for the jury and which are for the Court; (6) a succinct statement of the relief sought; (7) a summary of any anticipated evidentiary disputes; and (8) an estimate of the anticipated length of the trial.

The parties shall also submit to the Court by October 8, 2002, the following:

- (1) joint proposed jury instructions and verdict forms as follows:

Counsel shall exchange proposed jury instructions on the substantive law of this specific case and proposed verdict forms and confer to reach agreement. Thereafter, counsel shall jointly prepare and file a set of agreed proposed case specific jury instructions and verdict

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forms. Each proposed jury instruction shall begin on a new page and shall include citations to supporting authorities. Counsel shall separately file any disputed jury instructions or verdict forms.

Certain standard, non-case specific, jury instructions generally used by the Court are available on the Court's website: <http://www.tnmd.uscourts.gov/campbell.html>. Counsel with internet access shall file any objections to these standard jury instructions.

If technologically possible, the parties shall submit a Word Perfect 8.0 compatible computer disk of the agreed proposed jury instructions and verdict forms with the hard copy;

- (2) witness lists;
- (3) exhibit lists; and
- (4) stipulations.

By September 30, 2002, the parties shall file any motions in limine and any motions objecting to expert testimony. Any responses to such motions shall be filed by October 8, 2002.

Expert witness disclosures shall be made timely in accordance with Local Rule 12(c)(6)d. Responses to interrogatories, requests for production and requests for admissions shall be made timely in accordance with Local Rule 9(a)(3) and (b). The Court may exclude evidence, or order other sanctions, for violation of a duty or deadline to make or supplement expert witness disclosures or discovery responses.


Counsel shall be prepared, at the Pretrial Conference, to:

- (1) discuss proposed jury instructions and verdict forms;
- (2) identify and discuss undisputed facts and issues;
- (3) discuss the status of discovery;
- (4) preview proposed testimony;

- (5) discuss expert testimony;
- (6) preview proposed exhibits;
- (7) discuss motions in limine;
- (8) discuss pretrial briefs; and
- (9) discuss settlement.

If a settlement is reached after jurors have been summoned, resulting in the non-utilization of the jurors, the costs of summoning the jurors may be taxed to the parties.

It is so ORDERED.


TODD J. CAMPBELL
UNITED STATES DISTRICT JUDGE